

**CRIMINAL DOCKET  
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

| TITLE OF CASE   | ATTORNEYS  |
|---|--|
| <b>THE UNITED STATES</b><br><br><i>vs.</i><br><br><b>BUSINESS BUILDERS, INC.,</b><br>a corporation, and <b>FRANK E. WOOD,</b><br>an individual <span style="float: right;">7582-8141</span> | <i>For U. S.:</i><br><b>Nathan G. Graham</b><br><b>Jack Short</b><br><br><br><i>For Defendant:</i><br><del>Kenneth Stainer, appt for</del><br><del>arraignment only.</del><br><i>700 P. Gibson &amp; Robt. H. Tids</i><br><b>Richard Comfort</b><br><b>5350 E. 31st</b> <span style="float: right;">587-2074</span><br><i>324 Main Street Suite 600</i><br><br><i>Sum. G. Graham, 3032 Bryan St., Dallas 75202</i> |
| <b>Def. address:</b><br>700 E. 1st St.<br>Tulsa, Okla.<br>74120   |  |
| <b>5 counts</b> (Send Notices - <b>Robert J. Hatfield, Food &amp; Drug Adm., 3034 Bryan St. Dallas, tx. 75204</b> )   |  |

| STATISTICAL RECORD           | COSTS      | DATE    | NAME OR RECEIPT NO. | REC.   | DISB.  |
|------------------------------|------------|---------|---------------------|--------|--------|
| J.S. 2 mailed 10-31-72       | Clerk      | 4-9-73  | Bus. Builders       | 700.00 |        |
| J.S. 3 mailed 2-28-73        | Marshal    | 4-12-73 | C.D.No.45           |        | 700 00 |
| Violation of Food & Drug Act | Docket fee |         |                     |        |        |
| Title 21                     |            |         |                     |        |        |
| Sec. 331                     |            |         |                     |        |        |
| 5 Counts                     |            |         |                     |        |        |

| DATE     | PROCEEDINGS  |
|----------|--|
| 10-26-72 | Indictment, filed in open court. hm  |
| 10-26-72 | Record vote of the Grand Jury, filed in open court. hm   |
| 10-30-72 | Summons issued. hm (for deft. to appear for arraignment 11-7-72 at 10:00 a.m.)   |
| 10-31-72 | Arraignment set on Tues. Nov. 7, 1972 at 10am. (AEB-J)h  |
| 11-7-72  | Def. present in person and rep. by Kenneth L. Stainer, for arraignment only. Govt. rep. by N. Graham. Def. arraigned and enters pleas of NOT AGUILTY as to Cts. 1,2,3,4&5 and case passed to next jury docket. Def. to stand on present bond, and directed to retain counsel. (AEB-J)h |
| 11-16-72 | Marshal's return of service of summons, filed. Frank E. Wood ack. receipt of summons at Tulsa on 11/1/72. rm   |
| 12-15-72 | Case transferred to Judge Daugherty for Jury Trial. (AEB-J)r   |
| 12-15-72 | Case set for Jury Trial on 1-9-72 at 9:30 A.M. (FD-J)r   |

| DATE     | PROCEEDINGS   |
|----------|---|
| 12-15-72 | Motion to Produce Tangible Evidence, filed. v <i>mailed</i>   |
| 12-15-72 | Brief in support, filed. v <i>mailed</i>  |
| 12-15-72 | Motion for the Return of Seized Property and the Suppression of Evidence with Brief in support, filed. v <i>mailed</i>  |
| 12-21-72 | Case set for hearing of Mot. to Suppress at 5:00 P.M. on 1-8-73. (FD-J)r (Notices mailed)   |
| 12-22-72 | Govt's response to defts' motion to produce tangible evidence, filed. hm <i>mailed</i>  |
| 12-22-72 | Govt's response to defts' motion for the return of seized property and the suppression of evidence, filed. hm <i>mailed</i>   |
| 1-3-73   | Order filed, that pltf will make available to defts for inspect. & copying of all materials mentioned in Deft's Motion to Produce Tangible Evid. at off of U.S. Atty on 1-4-73 at 10:00 A.M., but before 1-5-73, filed. (FD-J)r (Copies mailed)   |
| 1-3-73   | Defts' Motion for Continuance, filed. r <i>mailed</i>   |
| 1-4-73   | Letter from Tip & Gibson on 1-2-72 re; Mot. for Cont., filed. r   |
| 1-4-73   | Order filed, granting Deft's Mot for Cont. Case stricken from Jury Trial of 1-9-73 to be reset by the Court on next Jury Docket. The Court will conduct the scheduled hearing on Defts' Mot for Suppression of Evid. set at 5:00 P.M. Monday, 1-8-73, filed. (FD-J)r (Copies mailed)  |
| 1-8-73   | Hearing on Motion os deft. Frand E. Wood (Deft) present w/counsel Robert Tips; Govt rep. Parties to stip. to facts within 5 days. Briefs to be filed within 10 days simultaneously (FD-J)r  |
| 1-12-73  | Case set for jury trial 2-12-73 at 9:30 a.m. (FD-J)hm   |
| 1-16-73  | Minute Order: Ordered that parties are granted to 1/19/73 to stip. to facts. Briefs to be filed within 10 days thereafter simultaneously (1/29/73). (FD-J)rm (ltr. written)   |
| 1-19-73  | Stipulation, filed. r <i>mailed</i>   |
| 1-29-73  | Suppl. brief of def. in support of defts. mo/for return of seized property and suppression of evidence, filed. rm   |
| 1-29-73  | Brief in support of response to mo/for ret. of seized property & suppression of evidence filed by pltf. rm  |
| 2-5-73   | Order filed, denying Defts' Motion to Suppress and Defts' Motion for return of seized Property and the suppression of Evidence, filed. (FD-J)r (Copies Mailed)  |
| 2-8-73   | Deft present in person and for the corp, with counsel Robert Tips; Govt rep. by Jack Short. Deft pleas GUILTY for Business Builders Inc in Counts 1,2,3,4 & 5 - adjudged GUILTY Deft Wood changes his plea from Not-Guilty to NOLO CONTENDERE as to Counts 1 & 2. <u>Govt's Motion to Dismiss and ORDER Dismissing Counts 3,4 &amp; 5 as to Deft. Woods, is filed in Open Court.</u> Court accepts deft Wood's Plea of Nolo Contendere as to Counts 1 & 2. Court asks |

D. C. 109A  
CRIMINAL DOCKET

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|---------|---|
|         | <p>deft and counsel if they have anything to say before sentence is passed, and no cause to the contrary being shown:</p> <p>JUDGMENT - BUSINESS BUILDERS INC.</p> <p>It is adjudged that the debt pay unto the United States of America a fine in the amount of:</p> <p>Count One - One Hundred (\$100.00) Dollars<br/>Count Two - One Hundred (\$100.00) Dollars<br/>Count Three - One Hundred (\$100.00) Dollars<br/>Count <del>Four</del> - One Hundred (\$100.00) Dollars<br/>Count Five - One Hundred (\$100.00) Dollars</p> <p>Deft is granted Sixty (60) days from this date in which to pay the fine imposed. (Total of \$500.00 for debt.Bus. Builders)</p> <p>JUDGMENT - FRANK E. WOOD</p> <p>It is adjudged that the debt pay unto the United States of America a fine in the amount of:</p> <p>Count One - One Hundred (\$100.00) Dollars<br/>Count Two - One Hundred (\$100.00) Dollars</p> <p>Deft is granted Sixty (60) Days from this date in which to pay the fine imposed. (Total of \$200.00 for debt Wood) (FD-J)r</p> |
| 2-8-73  | Judgment as to Business Builders, Inc., Filed & Entered. (FD-J)r  |
| 2-8-73  | Judgment as to Frank E. Wood, filed and entered. (FD-J)r  |
| 2-8-73  | 2 c.c. of both Judgments to U.S.M. r  |
| 11-9-77 | Release & Satisfaction of Judgment against debt. Frank E. Wood, filed. b cpy to Deft.   |
| 11-9-77 | Release & Satisfaction of Judgment against debt. Business Builders, Inc., filed. b cp to de   |

| DATE | PROCEEDINGS |
|------|-------------|
|      |             |